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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Garry Taylor et al.

al No.: 09/915,515

Art Unit: 2671

Filed: July 27, 2001

Examiner: To be assigned

For:

THREE DIMENSIONAL

STRUCTURE OF PARAMYXOVIRUS HEMAGGLUTININ-

NEURAMINIDASES AND USE

THEREOF

Atty Docket: 21663/0193

# **RESPONSE TO "NOTICE TO FILE MISSING PARTS"**

Commissioner for Patents Washington, D.C. 20231

Sir:

In response to the NOTICE TO FILE MISSING PARTS OF

**NONPROVISIONAL APPLICATION** dated October 18, 2001, Applicants submit herewith the following documents for appropriate action by the U.S. Patent and Trademark Office:

- 1. Copy of the Notice to File Missing Parts;
- 2. Original executed Declaration;
- 3. Substitute drawings;
- 4. Substitute CRF copy of sequence listing;
- 5. The Director is authorized to charge Deposit Account No. 22-0185 \$185 covering:

\$65 - Surcharge for late filing of Declaration, and \$120.00 - Assignment recordation fees.

The Director is hereby authorized to charge any of the above fees, as well as any insufficient fees, including any fees required under 37 CFR §§ 1.16 or 1.17, or credit any overpayment, to Deposit Account No. 22-0185. A duplicate copy of this authorization is also attached.

Respectfully submitted,

Burton A. Amernick (24,852)

Connolly Bove Lodge & Hutz LLP

1990 M Street, N.W.

Washington, D.C. 20036-3425

Telephone: 202-331-7111

Date: 12-18-01

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## TRANSMITTAL OF SUBSTITUTE DRAWINGS

Commissioner for Patents Washington, D.C. 20231

Sir:

As required by the Notice to File Missing Parts of Nonprovisional Application, attached are substitute drawings in compliance with 37 CFR 1.84. The drawings consist of 6 sheets comprising Figs. 1-5.

Respectfully submitted,

Burton A. Amernick (24,852)

Connolly Bove Lodge & Hutz LLP

1990 M Street, N.W.

Washington, D.C. 20036-3425

Telephone: 202-331-7111

Date: 12-18-01

## United States Patent and Trademark Office

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231

www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/915,515

07/27/2001

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1663/00193

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**CONFIRMATION NO. 7055 FORMALITIES LETTER** 

\*OC000000006933558\*

Date Mailed: 10/18/2001

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper

12/20/2001 SDENDOD1 00000029 220185 09915515 or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE